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3 **UNITED STATES DISTRICT COURT**
4 **DISTRICT OF NEVADA**

5 NGUYEN HOOKER,

Case No. 2:24-cv-01214-GMN-DJA

6 Petitioner,

7 v.

ORDER

8 SHERIFF KEVIN MCMAHILL, et al.,

9 Respondents.

10 Counseled Petitioner Nguyen Hooker filed a Petition for Writ of Habeas Corpus (ECF
11 No. 1) under 28 U.S.C. § 2241, challenging the subject matter jurisdiction of the Municipal
12 Court of the City of Las Vegas in Hooker's Driving Under the Influence ("DUI") case that is
13 currently pending. The Court ordered Hooker to show cause why the petition should not be
14 dismissed as barred by the *Younger* abstention doctrine and because Hooker is not in custody.
15 ECF No. 2.

16 The Court finds that the issues in this matter, including whether the Court should abstain
17 from considering the petition because of Hooker's ongoing criminal proceedings, would benefit
18 from further briefing. Accordingly, the Court will direct the Clerk of the Court to serve the
19 petition and a response.

20 **IT IS THEREFORE ORDERED:**

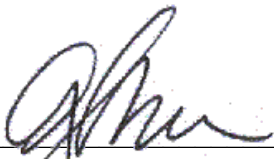
- 21 1. The Clerk of Court is directed to add the Las Vegas City Attorney, 100 East Clark
22 Avenue, 3rd Floor, Las Vegas, Nevada 89101, as counsel for Respondents and to
23 send Respondents a copy of all items previously filed in this case.
- 24 2. Respondents have 60 days from the date the petition is served to appear in this action
25 and answer or otherwise respond, including potentially by motion to dismiss, to the
26 petition.

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1 3. Hooker will have 60 days following the service of the answer to file and serve a reply
2 brief. If any motion is filed, the parties will brief the motion in accordance with LR
3 7-2 and 7-3 of the Local Rules of Practice.

4 DATED: October 31, 2024

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7 GLORIA M. NAVARRO
8 UNITED STATES DISTRICT JUDGE
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